

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on November 5, 2008 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.


Marian M. Liu

Applicant : Liang, Dah-Ben, et al. Confirmation No. 7809
Application No. : 09/637,764
Filed : August 10, 2000
Title : ROCK BIT WITH HARD-FACING MATERIAL INCORPORATING
SPHERICAL CAST CARBIDE PARTICLES
Grp./Div. : 3672
Examiner : William P. Neuder
Docket No. : 36912/S61

**PETITION UNDER 37 C.F.R. §1.47(a) TO ACCEPT UNEXECUTED DECLARATION
ON BEHALF OF AN UNCOOPERATIVE JOINT INVENTOR**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
November 5, 2008

Commissioner:

As Attorney of Record for the above-identified reissue patent application, I hereby petition for acceptance, in response to the Final Office Action mailed on May 5, 2008, Substitute Declarations for Reissue Patent Application signed by the inventors Dah-Ben Liang, Jinjen Albert Sue and Alysia C. White on behalf of themselves and non-signing inventor, Zhigang Fang, who has refused to sign Substitute Declaration for Reissue Patent Application.

In accordance with 37 C.F.R. §1.47(a), this petition is accompanied with the following:

1. The Substitute Declaration for Reissue Patent Application for the above-identified application signed by the inventors Dah-Ben Liang, Jinjen Albert Sue and Alysia C. White. The unsigned Substitute Declaration for Reissue Patent Application of Zhigang Fang is also

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provided. It is hereby requested that this Substitute Declaration be treated as having been signed by Mr. Zhigang Fang;

2. The Declaration of Inez Cameron, Patent Administrator for the assignee of the above-identified application, Smith International, Inc., attesting to the pertinent facts surrounding Mr. Fang's refusal to sign the Substitute Declaration; and

3. The fee in the amount of \$200.00 for payment as required by 37 C.F.R. §1.17(g). The Commissioner is hereby authorized to charge any further fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728.

The name and last known address for Mr. Fang is:

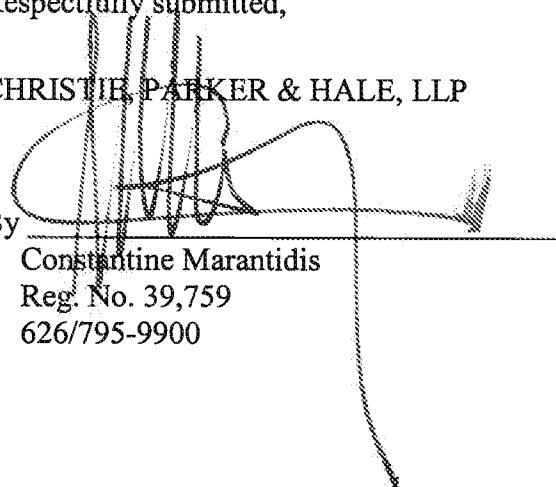
6718 S. Aqua Vista Cove
Salt Lake City, UT 84121.

The requirements under 37 C.F.R. §1.47(a) have been met. Applicants respectfully request the granting of this petition.

Respectfully submitted,

CHRISTIE PARKER & HALE, LLP

By


Constantine Marantidis
Reg. No. 39,759
626/795-9900

CM/mml

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